



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Avi Ashkenazi, et al. Docket No.: 39780-2730P1C45  
Serial No.: 09/997,573 Group Art Unit: 1647  
Filing Date: November 15, 2001 Examiner: Hamud, Fozia  
For: PRO1375 POLYPEPTIDES

**INFORMATION DISCLOSURE**  
**STATEMENT UNDER 37 C.F.R. §1.97**

**MS: AMENDMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Listed below or on an attached Form PTO-1449 is information known to applicant(s). A copy of each listed publication and U.S. and foreign patent, except for pending U.S. applications, is being submitted herewith, along with a concise explanation of information in a foreign language, if any, pursuant to 37 C.F.R. §1.97-1.98.

Applicants respectfully request that the listed information be considered by the Examiner and be made of record in the above-identified application. If form PTO-1449 is enclosed, the Examiner is requested to initial and return it in accordance with MPEP §609.

This statement is not intended to represent that a search has been made or that the information cited in the statement is, or is considered to be, material to patentability as defined in §1.56.

- ☐ This statement qualifies under 37 C.F.R. §1.97, subsection (b) because (check all that apply):
- ☐ (1) It is being filed within 3 months of the application filing date and is other than a continued prosecution application under § 1.53(d)  
-- OR --
  - ☐ (2) It is being filed within 3 months of entry of a national stage  
-- OR --
  - ☐ (3) It is being filed before the mail date of the first Office Action on the merits  
-- OR --
  - ☐ (4) It is being filed before the mailing of a first Office Action after the filing of a request for continued examination under § 1.114.

☒ 37 C.F.R. §1.97(c). If this statement is being filed after the latest of: (1) three months beyond the filing date of a national application; (2) three months beyond the date of entry of the national stage as set forth in §1.491 in an international application; or (3) the mailing date of a first Office action on the merits, but before the mailing date of the earlier of a final office action under §1.113 or a notice of allowance under §1.311, then:

☐ a certification as specified in §1.97(e) is provided below; or

☒ a fee of \$180.00 as set forth in §1.17(p) is authorized below, enclosed, or included with the payment of other papers filed together with this statement.

☐ 37 C.F.R. §1.97(d). If this statement is being filed after the mailing date of the earlier of a final office action under §1.113 or a notice of allowance under §1.311, but before payment of the issue fee, then:

A. a certification as specified in §1.97(e) is completed below; and

B. a petition under 37 C.F.R. §1.97(d) requesting consideration of this statement is submitted herewith; and

C. a fee of \$180.00 as set forth in §1.17(i)(1) is authorized below, enclosed, or included with the payment of other papers filed together with this statement.

☒ *Fee Authorization.* The Commissioner is hereby authorized to charge the above-referenced fees of \$180.00 and charge any additional fees or credit any overpayment associated with this communication to Deposit Account No. 08-1641 (Docket No. 39780-2730P1C45).

Respectfully submitted,

Dated: August 5, 2004

By: Daphne Reddy  
Daphne Reddy, Ph.D.  
Reg. No. 53,507

**HELLER EHRMAN WHITE & MCAULIFFE LLP**

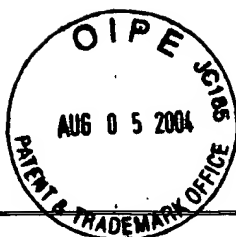
Customer No. 09157/35489

275 Middlefield Road

Menlo Park, CA 94025-3506

Telephone: (650) 324-7000

Facsimile: (650) 324-0638



<b>INFORMATION DISCLOSURE STATEMENT</b>  <b>PTO-1449</b>	<b>ATTY. DOCKET NO.:</b> <b>39780-2730P1C45</b>	<b>SERIAL NO.:</b> <b>09/997,573</b>
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**U.S. PATENT DOCUMENTS**

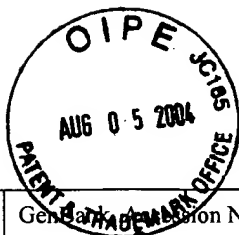
EXAMINER'S INITIALS	PATENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE

**FOREIGN PATENT DOCUMENTS**

EXAMINER'S INITIALS	PATENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
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**OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)**

	Dayhoff, Accession No.: P_AAB50966, WO 200073348-A2, Pub Date: December 7, 2000, Baker, K.P., et al.
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	Dayhoff Accession No.: P_AAB65285, WO 200073454-A1, Pub Date: December 7, 2000, Ashkenazi, A.J., et al.
	Dayhoff Accession No.: P_AAB20120, WO 200105972-A1, Pub Date: January 25, 2001, Ashkenazi, A.J., et al.
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GenBank Accession No.: P\_AAF44254, WO 200073454-A1, Pub Date: December 7, 2000, Ashkenazi, A.J., et al.

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EXAMINER'S INITIALS	PATENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO
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**OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)**

	GenBank, Accession No.: P_AAF44254, WO 200073454-A1, Pub Date: December 7, 2000, Ashkenazi, A.J., et al.
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	GenBank, Accession No.: P_AAZ98035, WO 200004140-A1, Pub Date: January 27, 2000, Ruben, S.M., et. al.

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

